Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07

B1 (Official Form 1) (04/13) Document Page 1 of 52 Desc Main Page 1 of 52 Document

**United States Bankruptcy Court** 

		. 5:		c	. – .	D:			1	Voluntary Petition	
	Nort	hern Di	strict o	f Illing	ois Easte	יוט rn	vision				
Name of Debtor (if	individual,	enter Last, First	t, Middle):			Name	of Joint Debtor	(Spouse) (Last, Fir	rst, Middle)		
	S	erbante	z, Refu	gio							
All Other Names used by the Debtor in the last 8 years (include married, mand trade names):					, maiden		Other Names used den and trade nar		tor in the last 8	years (include married,	
ast four digits of S f more than one, s		Individual-Taxpa		) No./Compl	iete EIN		our digits of Soc. re than one, state		-Taxpayer I.D.	(ITIN) No./Complete EIN	
Street Address of I		-	and State):			Stree	t Address of Join	nt Debtor (No. & St	treet, City, and	State):	
414 Littlete	on ວແຍ	et:				_					
Elgin IL					60120						
County of Residen	ce or of the	Principal Place	of Business:			Coun	ty of Residence	or of the Principal	Place of Busine	ess:	
		CC	OOK								
Mailing Address of	Debtor (if d	lifferent from str	eet address)			Mailir	ig Address of Joi	oint Debtor (if differe	ent from street	address):	
,											
ocation of Princip	al Assets of	Business Debt	or (if different f	irom street :	address above ):						
т		otor (Form of Orga Check one box)	anization)			ure of Busine Check one box.)			-	nkruptcy Code Under on is Filed (Check one box)	
	l (includes Jo it D on page 2	oint Debtors)		!	☐ Heath Care ☐ Single Asse		e as	Chapter 7 Chapter 9		apter 15 Petition for Recognition	
		s LLC & LLP)		!	defined in 1	11 U.S.C §10	1 (51B)	☐ Chapter 11	1 _	a Foreign Main Proceeding	
☐ Partnershi	ip			!	Stockbroker			☐ Chapter 12 ☐ Chapter 13	_	apter 15 Petition for Recognition a Foreign Nonmain Proceeding	
,		t one of the above tate type of entity		1	☐ Commodity ☐ Clearing Ba			<b>_</b>			
		pter 15 Debtors			Other Tax-	-Exempt Enti	iity		Nature of Do	ebts (Check one Box)	
Country of debtor's	center of m	ıain interests: _		-	(Check	k box, if applica	•	. –	orimarily consun	mer Debts are	
Each country in whi	ich a foreigr	n proceeding by	/, regarding, or	'		n under Title	Title 26 of the § 101(8) as "incurred b			n business debts.	
gainst debtor is pe	ending:	<u> </u>		_ '	· · · · · · · · · · · · · · · · · · ·				primarily for a personal, household purpose."		
		Filing Fee (	(Check one box)			Chec	k one box	Ch	napter 11 Debto	ors	
Filing Fee attack	ched						Debtor is a smal			I1 U.S.C. § 101(51D) in 11 U.S.C. § 101(51D)	
☐ Filing Fee to be				• .		Check	k if:				
•		court's considera n installments. F		•			Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affliates) are less than \$2,343,300. (amount subject to adjustment on 4/01/13 and ever theree years thereafter).				
☐ Filing Fee way					• •		ck all applicable	boxes: filed with this petition			
attach signed a	application to	for the court's co	onsideration. S	ee Official H	Form 3B.		Acceptances of	•	cited prepetition	n from one of more classes 26(b).	
Statistical/Admini	istrative Inf	ormation				—				This space is for court use only13.00	
	ites that, afte		property is exclu		ecured credtiors. Idministrative expe	enses paid, th	here will be no				
Estimated Number o	of Creditors									]	
1- 49	50- 99	100- 199	200- 999	1,000- 5,000	5,001- 10,000	10,001 25,000	25,001 50,000	50,001 100,000	Over 100,000		
Estimated Assets		•								1	
\$0 to \$50,000	\$50,001to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,00 to \$10	01 \$10,000,001 to \$50	\$50,000,001 to \$100	\$100,000,001 to \$500	\$500,000,001	More than \$1 billion		
Estimated Liabilities	·	•	million	million	million	million	million			1	
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,00 to \$10		\$50,000,001 to \$100			More than \$1 billion		

million

million

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main B1 (Official Form 1) (12/11)) Document Page 2 of 52 **Voluntary Petition** Name of Debtor(s) This page must be completed and filed in every case) Refugio Serbantez All Prior Bankruptcy Case Filed Within Last 8 Years (if more than two, attach additional sheet) Location Where Filed: Case Number: Date Filed: None None Pending Bankruptcy Case Filed by any Spouse, Partner, or Affilate of this Debtor (if more than one, attach additional sheet) Name of Debtor: Case Number Date Filed: District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12 pursuant to Section 13 or 15 (d) of the Securities Exchange Act of or 13 of title 11. United States Code, and have explained the relief available under 1934 and is requesting relief under chapter 11.) each such chapter. I further certify that I have delivered to the debtor the notice required by 11 USC § 342(b). /s/ Jason A. Kara Exhibit A is attached and made a part of this petition. Dated: 05/19/2015 Jason A. Kara **Exhibit C** Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. **Exhibit D** (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition П Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check the Applicable Box.) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. П There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. П Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) П Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of Landlord) П Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be

PFG Record # 637602 B1 (Official Form 1) (1/08) Page 2 of 3

permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1))

possession was entered, and

period after the filing of the petition.

П

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main

B1 (Official Form 1) (12/11) Document Page 3 of 52

### **Voluntary Petition**

This page must be completed and filed in every case)

Name of Joint Debtor(s)

Refugio Serbantez

# **Signatures**

### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7,11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

# /s/ Refugio Serbantez

### Refugio Serbantez

Dated: 05/19/2015

### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition

(Check only one box.)

☐ I request relief in accordance with chapter 15 of title 11, United States
Code. Certified copies of the documents required by 11 U.S.C. § 1515 are
attached

Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

# Signature of Attorney

## /s/ Jason A. Kara

Signature of Attorney for Debtor(s)

### Jason A. Kara

Printed Name of Attorney for Debtor(s)

GERACI LAW L.L.C. 55 E. Monroe St., #3400 Chicago, IL 60603 Phone: 312-332-1800

Date: 05/19/2015

\* In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

## Signature of Debtor (Corporation/Partnerhsip)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for fi ling for a debtor or accepting any fee from the debtor, as required in that section.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address

#### Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person .

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

PFG Record # 637602 B1 (Official Form 1) (1/08) Page 3 of 3

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 4 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Refugio Serbantez / Debtor

Bankruptcy Docket #:

Judge:

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

	Refugio Serbantez
Date	d: 05/19/2015 /s/ Refugio Serbantez
l cer	tify under penalty of perjury that the information provided above is true and correct.
	5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.
Ш	Active military duty in a military combat zone.
	Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
	Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
	4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
	If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.
	3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.]
	2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunties for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.
	1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunties for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.

Record # 637602

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 5 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Refugio Serbantez / Debtor

Bankruptcy Docket #:

Judge:

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.  3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.]  If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.  4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]  Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);  Disability. (Defined in 11 U.S.C. §		1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.]  If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.  4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]  Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);  Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);  Active military duty in a military combat zone.  5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.		the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed
your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.  4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]  Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);  Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);  Active military duty in a military combat zone.  5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.		seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent
by a motion for determination by the court.]  Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);  Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);  Active military duty in a military combat zone.  5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.		your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the
of realizing and making rational decisions with respect to financial responsibilities.);  Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);  Active military duty in a military combat zone.  5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.		
participate in a credit counseling briefing in person, by telephone, or through the Internet.);  Active military duty in a military combat zone.  5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.		
5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.		
does not apply in this district.		Active military duty in a military combat zone.
I certify under penalty of perjury that the information provided above is true and correct.		
	l cer	tify under penalty of perjury that the information provided above is true and correct.

Record # 637602

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 6 of 52

B6 Summary (Official Form 6 - Summary) (12/14)

In re

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Refugio Serbantez / Debtor

Case No.
Chapter 7

### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, C, D, E, F, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	Attached YES   NO	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
SCHEDULE A - Real Property	Yes	1	\$150,000	\$0	\$0
SCHEDULE B - Personal Property	Yes	3	\$6,878	\$0	\$0
SCHEDULE C - Property Claimed as Exempt	Yes	1+	\$0	\$0	\$0
SCHEDULE D - Creditors Holding Secured Claims	Yes	1+	\$0	\$207,952	\$0
SCHEDULE E - Creditors Holding Unsecured Priority Claims	Yes	2	\$0	\$0	\$0
SCHEDULE F - Creditors Holding Unsecured Nonpriority Claims	Yes	1+	\$0	\$58,628	\$0
SCHEDULE G - Executory Contracts and Unexpired Leases	Yes	1	\$0	\$0	\$0
SCHEDULE H - CoDebtors	Yes	1	\$0	\$0	\$0
SCHEDULE I - Current Income of Individual Debtor(s)	Yes	1	\$0	\$0	\$1,654
SCHEDULE J - Current Expenditures of Individual Debtor(s)	Yes	1	\$0	\$0	\$1,603
TOTALS			\$156,878 TOTAL ASSETS	\$266,580 TOTAL LIABILITIES	

Record # 637602

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 7 of 52

B6 Summary (Official Form 6 - Summary) (12/14)

In re

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Refugio Serbantez / Debtor

Case No.

Chapter 7

# STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts as defined in 101(8) of the Bankruptcy C U.S.C. 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below	Code (11
Check this box if you are an individual debtor whose debts are NOT primarily consumer debts and, therefore, are information here.	not required to report any
This information is for statistical purposes only under 28 U.S.C § 159	

Summarize the following types of liabilities, as reported in the Schedules, and total them

Type of Liability	Amount
Domestic Support Obligations (From Schedule E)	\$0.00
Taxes and Certain Other Debts Owed to governmental Units (From Schedule E)	\$0.00
Claims for Death or Personal Injury While Debtor was Intoxicated (From Schedule E) whether disputed or undisputed)	\$0.00
Student Loan Obligations (From Schedule F)	\$0.00
Domestic Support Separation Agreement and Divorce Decree Obligations Not Reported on (Schedule E).	\$0.00
Obligations to Pension or Profit Sharing and Other Similar Obligations (From Schedule F)	\$0.00
TOTAL	\$0.00

### State the following:

Average Income (from Schedule I, Line 16)	\$1,654.00
Average Expenses (from Schedule J, Line 18)	\$1,603.00
Current Monthly Income (from Form 22A-1 Line 11; OR, Form 22B Line 14; or, Form 22C-1 Line 14)	\$0.00

### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$207,952.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	\$0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" Column		\$0.00
4. Total from Schedule F		\$58,628.00
5. Total of non-priority unsecured debt (sum of 1,3 and 4)		\$266,580.00

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Mair Document Page 8 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Refugio Serbantez / Debtor

In re

Bankruptcy Docket #:

Judge:

## **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband Wife Joint Or Community	Current Value of Debtors Interest in Property Without Deducting and Secured Claim or Exemption	Amount of Secured Claim
414 Littleton Street Elgin, IL 60120 (Debtor's Residence)	Fee Simple		\$150,000	\$207,952

**Total Market Value of Real Property** 

(Report also on Summary of Schedules)

\$150,000.00

Record # 637602 B6A (Official Form 6A) (12/07) Page 1 of 1

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Refugio Serbantez / Debtor

In re

Bankrup	otcy D	ocket#:
---------	--------	---------

Judge:

## **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "HWJC." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

### Do not list interest in executory and unexpired leases on this schedule. List them in Schedule G.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Type of Property	N O N E	Description and Location of Property	C H H	Current Value of Debtor's Interest in Property, Without Deducting Any Secured
01. Cash on Hand	X			
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.				64 500
		checking account with US Bank. Current balance is from Social Security		\$1,500
03. Security Deposits with public utilities, telephone companies, landlords and others.	X			
04. Household goods and furnishings, including audio, video, and computer equipment.		Used household goods; TV, DVD player, TV stand,		\$1,000
		stereo, sofa, vacuum, table, chairs, lamps, bedroom sets, washer/dryer, stove, refrigerator, microwave, dishes/flatware, pots/pans, rugs.		ψ1,555
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact				
disc, and other collections or collectibles.		Books, CD's, DVD's, Tapes/Records, Family Pictures		\$50
06. Wearing Apparel				
		Necessary wearing apparel.		\$50
07. Furs and jewelry.				
		Watch		\$10
08. Firearms and sports, photographic, and other hobby equipment.	X			

Record # 637602 B6B (Official Form 6B) (12/07) Page 1 of 3

# Document Page 10 of 52 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Refugio Serbantez / Debtor

In re

Bankruptcy Docket #:

Judge:

SCHEDULE B - PERSONAL PROPERTY						
Type of Property	N O N E	Description and Location of Property	C A H	Current Value of Debtor's Interest in Property, Without Deducting Any Secured		
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.		Term Life Insurance - No Cash Surrender Value.  Whole Life Insurance with State Farm		\$0 \$3,418		
10. Annuities. Itemize and name each issuer.	X					
11. Interests in an educational IRA as defined in 26 U.S.C 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. 529(B)(1). Give particulars. (File separately the records(s) of any such interest(s). 11 U.S.C. 521(c); Rule 1007(b)).	X					
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars	X					
13. Stocks and interests in incorporated and unincorporated businesses.	X					
14. Interest in partnerships or joint ventures. Itemize. Itemize.	X					
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X					
16. Accounts receivable	X					
17. Alimony, maintenance, support and property settlements to which the debtor is or may be entitled	X					
18. Other liquidated debts owing debtor including tax refunds. Give particulars.	X					
19. Equitable and future interests, life estates, and rights of power exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X					
20. Contingent and Non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X					
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.	X					
22. Patents, copyrights and other intellectual property. Give particulars.	X					
23. Licenses, franchises and other general intangibles	X					

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 11 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Refugio Serbantez / Debtor

In re

Bankruptcy Docket #:

Judge:

(Report also on Summary of Schedules)

	SCHI	EDULE B - PERSONAL PROPERTY		
Type of Property	N O N E	Description and Location of Property	H W J C	Current Value of Debtor's Interest in Property, Without Deducting Any Secured
24. Customer list or other compilations containing personally identifiable information (as defined in 11 USC 101 41A provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes	X			
25. Autos, Truck, Trailers and other vehicles and accessories.		2000 Pontiac Grand Am		\$850
26. Boats, motors and accessories.	X			
27. Aircraft and accessories.	X			
28. Office equipment, furnishings, and supplies.	X			
29. Machinery, fixtures, equipment, and supplie used in business.	X			
30. Inventory	X			
31. Animals		Family Pet: Dog - Bella		\$0
32. Crops-Growing or Harvested. Give particulars.	X			
33. Farming equipment and implements.	X			
34. Farm supplies, chemicals, and feed.	X			
35. Other personal property of any kind not already listed. Itemize.	X			
		(Papart also an Summary of School	otal	\$6,878.00

Record # 637602 B6B (Official Form 6B) (12/07) Page 3 of 3

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Refugio Serbantez / Debtor

In re

Bankruptcy Docket #:

Judge:

# SCHEDULE C - PROPERTY CLAIMED EXEMPT

Debtor claims the exemptions to which debtor is entitled under: (Check one box)	Check if debtor claims a homestead exemption that exceeds \$146,450.*
11 U.S.C. § 522(b)(2) 11 U.S.C. § 522(b)(3)	* Amount subject to adjustment on 4/1/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
00. Real Property			
414 Littleton Street Elgin, IL 60120 (Debtor's Residence)	735 ILCS 5/12-901	\$ 15,000	\$150,000
02. Checking, savings or other			
checking account with US Bank. Current balance is from Social Security	735 ILCS 5/12-1001(g)(1)(2)(	3) \$ 1,500	\$1,500
04. Household goods and furnishings.			
Used household goods; TV, DVD player, TV stand, stereo, sofa, vacuum, table, chairs, lamps, bedroom sets, washer/dryer, stove, refrigerator, microwave, dishes/flatware, pots/pans, rugs.	735 ILCS 5/12-1001(b)	\$ 1,000	\$1,000
05. Books, pictures and other			
Books, CD's, DVD's, Tapes/Records, Family Pictures	735 ILCS 5/12-1001(a)	\$ 50	\$50
06. Wearing Apparel			
Necessary wearing apparel.	735 ILCS 5/12-1001(a),(e)	\$ 50	\$50
07. Furs and jewelry.			
Watch	735 ILCS 5/12-1001(a),(e)	\$ 10	\$10
09. Interests in insurance pol			
Whole Life Insurance with State Farm	735 ILCS 5/12-1001(b)	\$ 3,000	\$3,418
25. Autos, Truck, Trailers and			
2000 Pontiac Grand Am	735 ILCS 5/12-1001(c)	\$ 2,400	\$850

<sup>\*</sup> Amount subject to adjustment on 4/1/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

Record # 637602 B6C (Official Form 6C) (04/13) Page 1 of 1

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 13 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Refugio Serbantez / Debtor

In re

Bankruptcy Docket #:
----------------------

Judge:

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filled, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s) on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

	Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above)	Codebtor	C A H	* Date Claim was Incured * Nature of Lien *Value of Property Subject to Lien *Description of Property	Contingent	Potebinoila!	omidaicatea	Disputed	Amount of Claim Without Deducting Value of Collateral	Unsecured Portion, If Any
1	BK OF AMER Attn: Bankruptcy Dept. 1800 Tapo Canyon Rd Simi Valley CA 93063 Acct #: NULL			Dates: 2005-2015  Nature of Lien: Mortgage - Second  Market Value: \$150,000.00  Intention: Reaffirm 524 (c)  *Description: 414 Littleton Street Elgin, IL 60120  (Debtor's Residence)					\$30,435	\$0
2	Nationstar Mortgage LL Attn: Bankruptcy Dept. 350 Highland Dr Lewisville TX 75067 Acct #: 598690527			Dates: 2005-2015  Nature of Lien: Mortgage  Market Value: \$150,000.00  Intention: Reaffirm 524 (c)  *Description: 414 Littleton Street Elgin, IL 60120  (Debtor's Residence)					\$177,517	\$27,517

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Clerk, Chancery Doc# 15CH00708 50 W. Washington St., Room 802 Chicago IL 60602

Heavner Scott Beyers & Mihlar Bankruptcy Dept. PO Box 740 Decatur IL 62525

Record # 637602 B6F (Official Form 6F) (12/07) Page 1 of 2

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 14 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Refugio Serbantez / Debtor

Bankruptcy Docket #:

Judge:

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS											
Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above)	Codebtor	C H M	* Date Claim was Incured  * Nature of Lien  *Value of Property Subject to Lien  *Description of Property	Contingent	Unliquidated	Disputed	Amount of Claim Without Deducting Value of Collateral	Unsecured Portion, If Any			

**Total** 

(Report also on Summary of Schedules)

\$207,952

\$27,517

Record # 637602 B6F (Official Form 6F) (12/07) Page 2 of 2

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 15 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Refugio Serbantez / Debtor

In re

Bankruptcy Docket #:

Judge:

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 report this total also on the Statistical Summary of Certain Liabilities and Related Data

with primarily consumer debts who file a case under chapter 7 report this total also on the Statistical Summary of Certain Liabilities and Related Data. Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E. TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets) **Domestic Support Obligations** Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1). Extensions of Credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but bfore the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3). Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$11,725\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5). Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,775\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6). Deposits by individuals Claims of individuals up to \$2,600\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7). Taxes and certain other Debts Owed to Governmental Units

Claims for death or personal injury while debtor was intoxicated

U.S.C. § 507 (a)(9).

Commitments to maintain the capital of insured depository institution

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution.

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 16 of 52  $^{\star}$  Amounts are subject to adjustment on 4/01/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

Н **Date Claim Was Incured and** Amount Disputed Codebtor Amount Creditor's Name, Mailing Address w **Consideration For Claim** Entitled **Including Zip Code and Account Number** of Claim J to (See Instructions Above) С **Priority** [X] None **Total Amount of Unsecured Priority Claims \$0** (Report also on Summary of Schedules)

Record # 637602 B6E (Official Form 6E) (04/13) Page 2 of 2

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Refugio Serbantez / Debtor

In re

Bankruptcy	/ Docket #:
------------	-------------

Judge:

### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts filing a case under chapter 7, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

	Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
1	BK OF AMER Attn: Bankruptcy Dept. Po Box 982235 El Paso TX 79998 Acct #: NULL			Dates: 2004-2015 Reason: Credit Card or Credit Use				\$20,959
2	CAP1/Carsn Attn: Bankruptcy Dept. 26525 N Riverwoods Blvd Mettawa IL 60045 Acct #: NULL			Dates: 1974-2012 Reason: Credit Card or Credit Use				\$0
3	Chase CARD Attn: Bankruptcy Dept. Po Box 15298 Wilmington DE 19850 Acct #: NULL			Dates: 1975-2015 Reason: Credit Card or Credit Use				\$7,825
4	COMENITY BANK/Carsons Attn: Bankruptcy Dept. 3100 Easton Square PI Columbus OH 43219 Acct #: NULL			Dates: 2012-2015 Reason: Credit Card or Credit Use				\$2,548

Record # 637602 B6F (Official Form 6F) (12/07) Page 1 of 2

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Refugio Serbantez / Debtor

In re

Bankruptcy Docket #:

Judge:

# SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

	Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C M H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
5	Discover FIN SVCS LLC Attn: Bankruptcy Dept. Po Box 15316 Wilmington DE 19850 Acct #: NULL			Dates: 1999-2015 Reason: Credit Card or Credit Use				\$15,335
6	Merchants Credit Guide Attn: Bankruptcy Dept. 223 W Jackson Blvd Ste 4 Chicago IL 60606 Acct #: 8091633105			Dates: 2009-2009 Reason: Medical Debt				\$59
7	UNVL/CITI Attn: Bankruptcy Dept. Po Box 6241 Sioux Falls SD 57117 Acct #: NULL			Dates: 1990-2014 Reason: Credit Card or Credit Use				\$10,444
8	US BANK Hogan LOC Attn: Bankruptcy Dept. Po Box 5227 Cincinnati OH 45201 Acct #: NULL			Dates: 2005-2015 Reason: Credit Card or Credit Use				\$1,458

**Total Amount of Unsecured Claims** 

(Report also on Summary of Schedules)

\$ 58,628

637602 Record # B6F (Official Form 6F) (12/07)

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 19 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Refugio Serbantez / Debtor

Bankruptcy Docket #:

Judge:

# SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

In re

Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract. Description of Contract or Lease and Nature of Debtor's Interest. State whether Lease is for Non-Residential Real Property. State Contract Number or Any Government Contract.

[X] None

Record # 637602 B6G (Official Form 6G) (12/07) Page 1 of 1

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 20 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Check this box if debtor has no codebtors.

Refugio Serbantez / Debtor	Bankruptcy Docket #:
	Judge:

### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor 's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the

Name and Address of CoDebtor	Name and Address of the Creditor
[X] None	

Record # 637602 B6G (Official Form 6G) (12/07) Page 1 of 1

	Case 15-1818		iment Page		:40:07 Desc Main	
Fill in this ir	nformation to identify yo	ur case:				
Debtor 1	Refugio		Serbantez			
Debtor 2	First Name	Middle Name	Last Name			
(Spouse, if filing)	First Name	Middle Name	Last Name			
United States	Bankruptcy Court for the : _	NORTHERN DISTRICT OF ILLINO	<u>IS</u>			
Case Numbe	r			Check if this	· <del>··</del>	
				_	nded filing ement showing post-petition	
					13 income as of the following date:	
Official F	orm B 6I			 MM / DE	D/YYYY	
chedul	e I: Your Inco	ome				4.
		e. If two married people are filing	<del></del>			12
eparate sheet		not filing with you, do not includ of any additional pages, write you	-			
. Fill in you information	ır employment on		Debtor 1		Debtor 2 or non-filing spouse	
attach a s	ve more than one job, separate page with on about additional s.	Employment status	Employed  X Not employed	ed	Employed  Not employed	
-	art-time, seasonal, or oyed work.	Occupation				
•	on may Include student naker, if it applies.	Employers name				
		Employers address		_		
				_	,	
		How long employed there?				
Part 2:	Give Details About Monthl	v Income				
		ne date you file this form. If you	have nothing to report	for any line, write \$0 in the sr	nace Include your non-filing	
spouse u If you or y	nless you are separated. your non-filing spouse hav	ve more than one employer, com	nbine the information fo			
lines belo	ow. If you need more space	ce, attach a separate sheet to this	s form.			
				For Debtor 1	For Debtor 2 or non-filing spouse	
		y and commissions (before all parallulate what the monthly wage	•	\$0.00	\$0.00	
3. Estimate	e and list monthly overti	me pav.		00.02	00.02	

Official Form B 6I Record # 637602 Schedule I: Your Income Page 1 of 2

 $\textbf{Calculate gross income.} \ \mathsf{Add line} \ 2 + \mathsf{line} \ 3.$ 

\$0.00

\$0.00

\$0.00

\$0.00

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Page 22 of 52
Case Number (if known) Document Serbantez

Refugio Debtor 1

First Name Middle Name Last Name

				For Debtor 1	For Debtor 2 or non-filing spouse	
	Cop	y line 4 here	4.	\$0.00	\$0.00	
5. 1	_ist all	payroll deductions:				
	5a. 1	Tax, Medicare, and Social Security deductions	5a.	\$0.00	\$0.00	
	5b. <b>I</b>	Mandatory contributions for retirement plans	5b.	\$0.00	\$0.00	
	5c. <b>\</b>	oluntary contributions for retirement plans	5c.	\$0.00	\$0.00	
	5d. <b>F</b>	Required repayments of retirement fund loans	5d.	\$0.00	\$0.00	
	5e. <b>I</b>	nsurance	5e.	\$0.00	\$0.00	
	5f. <b>[</b>	Domestic support obligations	5f.	\$0.00	\$0.00	
	5g. <b>l</b>	Jnion dues	5g.	\$0.00	\$0.00	
	5h. <b>(</b>	Other deductions. Specify:	5h.	\$0.00	\$0.00	
6. <b>A</b>	dd the	e payroll deductions. Add lines 5a + 5b + 5c + 5d + 5e +5f + 5g +5h.	6.	\$0.00	\$0.00	
7. <b>C</b>	alcula	te total monthly take-home pay. Subtract line 6 from line 4.	7.	\$0.00	\$0.00	
8. <b>L</b>	ist all	other income regularly received:				
	8a.	Net income from rental property and from operating a business,				
		profession, or farm				
		Attach a statement for each property and business showing gross receipts, ordinary and necessary business expenses, and the total				
		monthly net income.	8a.	\$0.00	\$0.00	
	8b.	Interest and dividends	8b.	\$0.00	\$0.00	
	8c.	Family support payments that you, a non-filing spouse, or a	8c.	\$ 0.00	\$ 0.00	
		dependent regularly receive				
		Include alimony, spousal support, child support, maintenance, divorce				
		settlement, and property settlement.				
	8d.	Unemployment compensation	8d.	\$0.00	\$0.00	
	8e.	Social Security	8e. -	\$1,654.00	\$0.00	
	8f.	Other government assistance that you regularly receive	8f. -	\$0.00	\$0.00	
		Include cash assistance and the value (if known) of any non-cash				
		assistance that you receive, such as food stamps (benefits under the				
		Supplemental Nutrition Assistance Program) or housing subsidies.  Specify:				
	8g.	Pension or retirement income	8g.	\$0.00	\$0.00	
	8h.		8h.	\$0.00	\$0.00	
9.		all other income. Add lines 8a + 8b + 8c + 8d + 8e + 8f +8g + 8h.	9.	\$1,654.00	\$0.00	
0.	7144	an only mount. And mice out to by too too too too too	J	φ1,054.00	<del></del>	
10.		ulate monthly income. Add line 7 + line 9.	10.	\$1,654.00 +	\$0.00	\$1,654.00
	Add	the entries in line 10 for Debtor 1 and Debtor 2 or non-filing spouse.			· · · · · · · · · · · · · · · · · · ·	, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
11.	Incluothe Do n	e all other regular contributions to the expenses that you list in Schedule ide contributions from an unmarried partner, members of your household, your friends or relatives.  Not include any amounts already included in lines 2-10 or amounts that are notify:	our depende	to pay expenses listed in	Schedule J.	11. \$0.00
	•					π. φυ.υυ
12.		the amount in the last column of line 10 to the amount in line 11. The rese that amount on the Summary of Schedules and Statistical Summary of Ce		•	t applies	12. <b>\$1,654.00</b>
13.	_	ou expect an increase or decrease within the year after you file this form	1?			
	X					
	Ц	Yes. Explain:				

Fill in this in	nformation to identify you	ir case:				
Debtor 1	Refugio		Serbantez	Check if	this is:	
	First Name	Middle Name	Last Name		amended filing	
Debtor 2 (Spouse, if filing)	First Name	Middle Name	Last Name		ipplement showing pos me as of the following	
United States	s Bankruptcy Court for the :	NORTHERN DISTRICT C	F ILLINOIS			
Case Numbe	er		_	MM	/ DD / YYYY	
(If known)				A se	parate filing for Debtor	2 because Debtor 2
Official F	orm B 6J			☐ <sub>mair</sub>	ntains a separate hous	ehold.
Schedu	le J: Your Exp	enses				12/13
more space is every question	needed, attach another si			are equally responsible for ges, write your name and c		
	Describe Your Household					
1. Is this a jo	Go to line 2.					
	Does Debtor 2 live in a se	parate household?				
	X No.					
	Yes. Debtor 2 must	file a separate Schedul	e J.			
2. Do you	have dependents?	X No		Dependent's relationshi	•	Does dependent live
Do not li Debtor 2	ist Debtor 1 and 2.		this information for dent	Debtor 1 or Debtor 2	age	with you?  X No
Do not s	state the dependents'					Yes
names.						<b>X</b> No
						Yes
						X No
						Yes X No
						Yes
						X No
						Yes
3. Do your	expenses include	X No				
expense	es of people other than f and your dependents?	Yes				
	Estimate Your Ongoing Mor		ess you are using this form	n as a supplement in a Cha	nter 13 case to report	
expenses as o	of a date after the bankrup		=	check the box at the top of	·	
the applicable		sh government assista	nce if you know the value			
	=	=	Income (Official Form B 6I.	)		Your expenses
4. The ren	tal or home ownership ex	penses for your resid	ence. Include first mortgage	e payments and		
any ren	t for the ground or lot.				4.	\$667.00
If not in	cluded in line 4:					
4a. Re	eal estate taxes				4a.	\$0.00
	roperty, homeowner's, or re				4b.	\$20.00
	ome maintenance, repair, a				4c.	\$0.00
4d. Ho	omeowner's association or	condominium dues			4d.	\$167.00

Schedule J: Your Expenses

Case 15-18180 Entered 05/22/15 16:40:07 Desc Main Filed 05/22/15 Doc 1

Document Serbantez

Last Name

Refugio

First Name

Middle Name

Debtor 1

Page 24 of 52 Case Number (if known) \_

			Your expenses	5
5.	Additional Mortgage payments for your residence, such as home equity loans	5.		\$162.00
6. I	Jtilities:			
	Sa. Electricity, heat, natural gas	6a.		\$125.00
(	bb. Water, sewer, garbage collection	6b.		\$0.00
(	Sc. Telephone, cell phone, internet, satellite, and cable service	6c.		\$140.00
(	Sd. Other. Specify:	6d.	\$	0.00
7. <b>I</b>	Food and housekeeping supplies	7.		\$250.00
8. (	Childcare and children's education costs	8.		\$0.00
9. (	Clothing, laundry, and dry cleaning	9.		\$0.00
	Personal care products and services	10.		\$0.00
	Medical and dental expenses	11.		\$0.00
	Fransportation. Include gas, maintenance, bus or train fare.	12.		\$72.00
	Do not include car payments.			
13. I	Entertainment, clubs, recreation, newspapers, magazines, and books	13.		\$0.00
14. (	Charitable contributions and religious donations	14.		\$0.00
15. I	nsurance.			
I	Do not include insurance deducted from your pay or included in lines 4 or 20.			
	5a. Life insurance	15a.		\$0.00
	5b. Health insurance	15b.		\$0.00
	15c. Vehicle insurance	15c.		\$0.00
	15d. Other insurance. Specify:	15d.		\$0.00
16.	Taxes. Do not include taxes deducted from your pay or included in lines 4 or 20.			
,	Specify:	16.		\$0.00
17. I	nstallment or lease payments:			
	17a. Car payments for Vehicle 1	17a.		\$0.00
	17b. Car payments for Vehicle 2	17b.		\$0.00
	7c. Other. Specify:	17c.		\$0.00
	7d. Other. Specify:	17d.		\$0.00
18. '	our payments of alimony, maintenance, and support that you did not report as deducted			
1	rom your pay on line 5, <i>Schedule I, Your Income</i> (Official Form B 6I).	18.		\$0.00
19. (	Other payments you make to support others who do not live with you.			
,	Specify:	19.		\$0.00
20. (	Other real property expenses not included in lines 4 or 5 of this form or on Schedule I: Your Income.			
2	20a. Mortgages on other property	20a.	\$	0.00
2	20b. Real estate taxes	20b.	\$	0.00
2	20c. Property, homeowner's, or renter's insurance	20c.	\$	0.00
	20d. Maintenance, repair, and upkeep expenses	20d.	\$	0.00
- 4				

Official Form 6J Record # 637602 Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 25 of 52 Case Number (if known)

Jeptor	1 TOTAL	jio	OCIDANICZ	Case Number (if known)		
	First Na	me Middle Name	Last Name			
21.	Other. S	pecify:			21.	\$0.00
22	Your mo	nthly expense: Add lines 4 through 21.			22.	\$1,603.00
	The resu	It is your monthly expenses.				
23.	Calculate	your monthly net income.				
	23a.	Copy line 12 (your comibined monthly i	ncome) from Schedule I.		23a.	\$1,654.00
	23b.	Copy your monthly expenses from line	22 above.		23b. <b>–</b>	\$1,603.00
	23c.	Subtract your monthly expenses from y	our monthly income.		23c.	\$51.00
		The result is your monthly net income.				
24.	Do you e	xpect an increase or decrease in your e	xpenses within the year after you fi	ile this form?		
	For exam	ople, do you expect to finish paying for you	ur car loan within the year or do you	expect your		
	mortgage	e payment to increase or decrease because	se of a modification to the terms of yo	our mortgage?		
	X No					
	Yes.	Explain Here:				

Official Form 6J Record # 637602 Schedule J: Your Expenses Page 3 of 3

# Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Mair Document Page 26 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Refugio Serbantez / Debtor

In re

Bankruptcy Docket #:

Judge:

### DECLARATION CONCERNING DEBTOR'S SCHEDULES

## DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won 't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds including fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debtor that non-dischargeable debts such as taxes, student loans, fines by government units and liens on property of debtor are generally unaffected by bankruptcy.

Dated: 05/19/2015 /s/ Refugio Serbantez

Refugio Serbantez

if joint case, both spouses must sign. If NOT a joint case the joint debtor will NOT appear.

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

# DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. 110)

Non-Attorney Petition Preparers were **NOT** used to prepare any portion of this petition. All documents were produced by Geraci Law L.L.C..

THIS SECTION ONLY APPLIES TO PETITION PREPARERS AND HAS NOTHING TO DO WITH THIS CASE

### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

This is a personal bankruptcy for an individual(s) and **NOT** a corporation or partnership.

THIS SECTION ONLY APPLIES TO CORPORTATIONS & PARTNERSHIPS AND HAS NOTHING TO DO WITH THIS CASE

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

Record # 637602 B6F (Official Form 6F) (12/07) Page 1 of 1

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 27 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Refugio Serbantez / Debtor	Bankruptcy Docket #:
	Judge:

### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. If the answer to an applicable question is "None," mark the box labeled "None." If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

\*\*DEFINITIONS\*\*

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.



### 01. INCOME FROM EMPLOYMENT OR OPERATION OF BUSINESS:

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

	AMOUNT	SOURCE	
X	Spouse AMOUNT	SOURCE	

Record #: 637602 B7 (Official Form 7) (12/12) Page 1 of 10

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Page 28 of 52 Document

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Refugio Serbantez / Debtor	Bankruptcy Docket #:
	Judge:

## STATEMENT OF FINANCIAL AFFAIRS

02. INCOME OTHER THAN FROM EMPLOYMENT OR OPERATION OF BUSINESS: State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor"s business during the two years immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.) AMOUNT SOURCE 2015: \$7,000 Loan against Whole Life 2014: \$0 Insurance 2013: \$0 2015: \$1.654/m **Social Security** 2014: \$20,447 2013: \$20,447 NONE Spouse **AMOUNT** SOURCE 03. PAYMENTS TO CREDITORS: Complete a. or b. as appropriate, and c. a. INDIVIDUAL OR JOINT DEBTOR(S) WITH PRIMARILY CONSUMER DEBTS: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within 90 days immediately proceeding the commencement of this case if the aggregate value of all property that constitutes or is affected by such transfer is not less than \$600.00. Indicate with an asterisk (\*) any payments that



were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address Dates of Amount Amount of Creditor **Payments** Paid Still Owing



b. DEBTOR WHOSE DEBTS ARE NOT PRIMARILY CONSUMER DEBTS: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,850\*. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address Dates of Amount Paid or Value of Amount of Creditor Payment/Transfers Still Owing Transfers



c. ALL DEBTORS: List all payments made within 1 year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments be either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name & Address of Creditor & Amount Paid or Value of Dates Amount Relationship to Debtor of Payments Transfers Still Owing Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 29 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Refugio Serbantez / Debtor

Bankruptcy Docket #:
Judge:

### STATEMENT OF FINANCIAL AFFAIRS

Ω4	SUITS AND ADMINISTRATIVE PROCEEDINGS	EXECUTIONS	GARNISHMENTS AND	ATTACHMENTS:

List all lawsuits & administrative proceedings to which the debtor is or was a party within 1 (one) year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

 CAPTION OF
 NATURE
 COURT
 STATUS

 SUIT AND
 OF
 OF AGENCY
 OF

 CASE NUMBER
 PROCEEDING
 AND LOCATION
 DISPOSITION

 ationstar Mtge VS Refugio
 Foreclosure
 Cook County
 Pending

Nationstar Mtge VS Refugio Serbantez

**CASE NUMBER#15CH708** 



04b. WAGES OR ACCOUNTS GARNISHED: Describe all property that has been attached, garnished or seized under any legal or equitable process within (1) one year preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person Date Description for Whose Benefit Property of and Value was Seized Seizure of Property



#### 05. REPOSSESSION. FORECLOSURES AND RETURNS:

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor or Seller Date of Repossession, Foreclosure Description and Value of Property



### 06. ASSIGNMENTS AND RECEIVERSHIPS:

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Date Terms of Address of of Assignment or Assignee Assignment Settlement



b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one (1) year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

 Name and
 Name & Location
 Date
 Description

 Address
 of Court Case
 of
 and Value of

 of Custodian
 Title & Number
 Order
 Property

Record #: 637602 B7 (Official Form 7) (12/12) Page 3 of 10

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 30 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Refugio Serbantez / Debtor	Bankruptcy Docket #:		
	Judge:		

### STATEMENT OF FINANCIAL AFFAIRS

NONE	
V	
^	

07. GIFTS:

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person Relationship Date Description or to Debtor, of and Value Organization If Any Gift of Gift



08. LOSSES:

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Description and Description of Circumstances and, Value if Loss Was Covered in Whole or in of Property Part by Insurance, Give Particulars Loss

### 09. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY:

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one (1) year immediately preceding the commencement of this case.

Name andDate of Payment,<br/>AddressAmount of Money or<br/>Name of Payer ifDescription and<br/>Value of Propertyof PayeeOther Than DebtorValue of Property

Geraci Law, LLC

55 E Monroe St Suite #3400

Chicago, IL 60603

Payment/Value:
\$2,495.00



09a. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY: List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within 1 year immediately preceding the commencement of this case.

Name andDate of Payment,<br/>AddressAmount of Money or descriptionof PayeeName of Payer if<br/>Other Than DebtorandValue of Property



### 10. OTHER TRANSFERS

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security with two (2) years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of . Describe Property Transferred Transferee, Relationship . and to Debtor Date Value Received

Record #: 637602 B7 (Official Form 7) (12/12) Page 4 of 10

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main

# Document Page 31 of 52 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

of Owner

	STATEMENT OF FINANC	IAL AFFAIRS	
10b. List all property transferred by thrust or similar device of which the del	e debtor within ten (10) years immediately precebtor is a beneficiary.	eding the commencement of this o	case to a self-settled
Name of Trust or other Device	Date(s) of Transfer(s)	Amount and Date of Sale or Closing	
11. CLOSED FINANCIAL ACCOUNTS			
ransferred within one (1) year immed certificates of deposit, or other instrum associations, brokerage houses and c	ents held in the name of the debtor or for the be liately preceding the commencement of this case nents; shares and share accounts held in banks other financial institutions. (Married debtors filing istruments held by or for either or both spouses of filed.)	e. Include checking, savings, or of , credit unions, pension funds, coo under chapter 12 or chapter 13 r	ther financial accounts, operatives, nust include
Name and Address of Institution	Type of Account, Last Four Digits of Account Number, and Amount of Final Balance	Amount and Date of Sale or Closing	
12. SAFE DEPOSIT BOXES:			
mmediately preceding the commence	depository in which the debtor has or had secur ement of this case. (Married debtors filing under s whether or not a joint petition is filed, unless the	chapter 12 or chapter 13 must inc	clude boxes or
Name and Address of Bank or Other Depository	Names & Addresses of Those With Access to Box or depository	Description of Contents	Date of Transfer or Surrender, if Any
13. SETOFFS:			
his case. (Married debtors filing unde	ncluding a bank, against a debt or deposit of the er chapter 12 or chapter 13 must include informa es are separated and a joint petition is not filed.)	tion concerning either or both spo	
Name and Address of Creditor	Date of Setoff	Amount of Setoff	
14. LIST ALL PROPERTY HELD FOR	ANOTHER PERSON:		
_ist all property owned by another per	rson that the debtor holds or controls.		

Record #: 637602 B7 (Official Form 7) (12/12) Page 5 of 10

of Property

Value of Property

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main

# Document Page 32 of 52 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Refugio Serbantez / Debtor	Bankruptcy Docket #:
	Judae:

STATEMENT OF FINANCIAL AFFAIRS				
15. PRIOR ADDRESS OF DEBTOR	(S):			
		ncement of this case, list all premises which the int petition is filed, report also any separate a		
Address	Name Used	Dates of Occupancy		
114 Littleton Trl Elgin IL 60120-7006	Same	FROM 06/2005 To 12/2012		
6. SPOUSES and FORMER SPOU	ISES:			
ouisiana, Nevada, New Mexico, Pu	erto Rico, Texas, Washington, or Wiscon	, or territory (including Alaska, Arizona, Califi sin) within eight (8) years immediately preced any former spouse who resides or resided wit	ing the	
Name				
Taillo				
7. ENVIRONMENTAL INFORMATI	ON:			
or the purpose of this question, the	following definitions apply:			
ubstances, wastes or material into	<del>_</del>	egulating pollution, contamination, releases or ater, or other medium, including, but not limite al.		
Site" means any location, facility, or operated by the debtor, including, but	· · · · · · · · · · · · · · · · · · ·	ental Law, whether or not presently or former	y owned or	
-	ng defined as a hazardous waste, hazardo	ous or toxic substances, pollutant, or contami	nant, etc. under	
environmental Law.				
7. Link the name and address (			ikana ka Bakta	
ootentially liable under or in violation		d notice in writing by a governmental unit that overnmental unit, the date of the notice, and,	-	
otentially liable under or in violatior Environmental Law: Site Name	of an Environmental Law. Indicate the go Name and Address	overnmental unit, the date of the notice, and,  Date	f known, the  Environmental	
otentially liable under or in violation Environmental Law:	of an Environmental Law. Indicate the go	overnmental unit, the date of the notice, and,	f known, the	
otentially liable under or in violation Environmental Law: Site Name and Address	of an Environmental Law. Indicate the go Name and Address of Governmental Unit	overnmental unit, the date of the notice, and,  Date	f known, the Environmental Law	
otentially liable under or in violation Environmental Law: Site Name and Address  7b. List the name and address of e	of an Environmental Law. Indicate the go Name and Address of Governmental Unit	Date of Notice  tice to a governmental unit, the date of the notice, and,	f known, the Environmental Law	
otentially liable under or in violation Environmental Law: Site Name and Address	Name and Address of Governmental Unit	Date of Notice  tice to a governmental unit, the date of the notice, and,	f known, the Environmental Law	

Record #: 637602 B7 (Official Form 7) (12/12) Page 6 of 10

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 33 of 52 UNITED STATES BANKRUPTCY COURT

# NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

lr

o Serbantez / Debtor		•	y Docket #:
		Judge:	
ST	ATEMENT OF FINA	NCIAL AFFAIRS	
7c. List all judicial or administrative proceed ebtor is or was a party. Indicate the name a umber.	_		·
Name and Address of Governmental Unit	Docket Number	Status of Disposition	
8 NATURE, LOCATION AND NAME OF BU	USINESS		
If the debtor is an individual, list the names ending dates of all businesses in which the control of the proprietor, or was self-emperature, some preceding the commencement of within six (6) years immediately preceding the	lebtor was an officer, director, partne loyed in a trade, profession, or other of this case, or in which the debtor ov	er, or managing executive of a corporation activity either full- or part-time within six	on, partner in a (6) years
the debtor is a partnership, list the names, lates of all businesses in which the debtor was mediately preceding the commencement of	as a partner or owned 5 percent or i		
the debtor is a corporation, list the names, ates of all businesses in which the debtor was mediately preceding the commencement of	vas a partner or owned 5 percent or i		
Name & Last Four Digits of Soc. Sec. No./Complete EIN or	:	Nature of	Beginning and
Other TaxPayer I.D. No.	Address	Business	Ending Dates
. Identify any business listed in subdivision	a., above, that is "single asset real e	estate" as defined in 11 USC 101.	
Name	Address		
The following questions are to be completed been, within six years immediately preceding or owner of more than 5 percent of the voting ole proprietor, or self-employed in a trade, p	the commencement of this case, arg or equity securities of a corporation	ny of the following: an officer, director, n r; a partner, other than a limited partner,	nanaging executive,
(An individual or joint debtor should comple vithin six years immediately preceding the co o directly to the signature page.)			
9. BOOKS, RECORDS AND FINANCIAL S	STATEMENTS:		
<ol> <li>BOOKS, RECORDS AND FINANCIAL S ist all bookkeepers and accountants who w eeping of books of account and records of t</li> </ol>	ithin two (2) years immediately prece	eding the filing of this bankruptcy case k	ept or supervised the

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main

# Document Page 34 of 52 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

o Serbantez / Debtor		Bankruptcy Docket #: Judge:	
	STATEMENT OF FINAN	ICIAL AFFAIRS	
	no within two (2) years immediately preceding the a financial statement of the debtor.	ne filing of this bankruptcy case have audited the books of	
Name	Address	Dates Services Rendered	
	o at the time of the commencement of this case account and records are not available, explain.	were in possession of the books of account and records of	
Name	Address		
	reditors and other parties, including mercantile pears immediately preceding the commencem	and trade agencies, to whom a financial statement was ent of this case.	
Name and Address	Date Issued		
ist the dates of the last two inven ollar amount and basis of each in Date of		erson who supervised the taking of each inventory, and the  Dollar Amount of Inventory (specify cost, market of other	
Inventory	Supervisor	basis)	
	e person having possession of the records of e	ach of the inventories reported in a., above.	
Date of Inventory	Name and Addresses of Custodian of Inventory Records		
1. CURRENT PARTNERS, OFF	ICERS, DIRECTORS AND SHAREHOLDERS:		
. If the debtor is a partnership, lis	t nature and percentage of interest of each mer	nber of the partnership.	
Name and Address	Nature of Interest	Percentage of Interest	
	list all officers & directors of the corporation; ar or equity securities of the corporation.	nd each stockholder who directly or indirectly owns, controls,	
Name and Address	Title	Nature and Percentage of Stock Ownership	

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main

# Document Page 35 of 52 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

o Serbantez / Debtor		Bankruptcy Docket #	•
		Judge:	
	STATEMENT OF FINAL	NCIAL AFFAIRS	
22. FORMER PARTNERS, OFFICERS	, DIRECTORS AND SHAREHOLDERS:		
f the debtor is a partnership, list the nat	ure and percentage of partnership interes	t of each member of the partnership.	
Name	Address	Date of Withdrawal	
mmediately preceding the commencem		with the corporation terminated within one (1) year	
Name and Address	Title	Date of Termination	
f the debtor is a partnership or corporat orm, bonuses, loans, stock redemptions		ATION: dited or given to an insider, including compensation is site during one year immediately preceding the	n any
If the debtor is a partnership or corporat form, bonuses, loans, stock redemptions	ion, list all withdrawals or distributions cre	dited or given to an insider, including compensation i	n any
If the debtor is a partnership or corporat form, bonuses, loans, stock redemptions commencement of this case.  Name and Address of Recipient, Relationship to	ion, list all withdrawals or distributions cre s, options exercised and any other perqui Date and Purpose of	dited or given to an insider, including compensation is site during one year immediately preceding the Amount of Money or Description and value of	n any
If the debtor is a partnership or corporat form, bonuses, loans, stock redemptions commencement of this case.  Name and Address of Recipient, Relationship to Debtor	ion, list all withdrawals or distributions cre s, options exercised and any other perqui Date and Purpose of	dited or given to an insider, including compensation is site during one year immediately preceding the Amount of Money or Description and value of	n any
of the debtor is a partnership or corporation, bonuses, loans, stock redemptions commencement of this case.  Name and Address of Recipient, Relationship to Debtor  24. TAX CONSOLIDATION GROUP:	ion, list all withdrawals or distributions cres, options exercised and any other perquipate and Purpose of Withdrawal	dited or given to an insider, including compensation is site during one year immediately preceding the Amount of Money or Description and value of	oup for
If the debtor is a partnership or corporat form, bonuses, loans, stock redemptions commencement of this case.  Name and Address of Recipient, Relationship to Debtor  24. TAX CONSOLIDATION GROUP:  If the debtor is a corporation, list the nar tax purposes of which the debtor has be Name of	ion, list all withdrawals or distributions cress, options exercised and any other perquipate and Purpose of Withdrawal  me and federal taxpayer identification nursen a member at any time within six (6) years	dited or given to an insider, including compensation is site during one year immediately preceding the  Amount of Money or Description and value of Property  The parent corporation of any consolidated grounds.	oup for
If the debtor is a partnership or corporat form, bonuses, loans, stock redemptions commencement of this case.  Name and Address of Recipient, Relationship to Debtor  24. TAX CONSOLIDATION GROUP:  If the debtor is a corporation, list the nar tax purposes of which the debtor has be	ion, list all withdrawals or distributions cres, options exercised and any other perquipage of the percent of t	dited or given to an insider, including compensation is site during one year immediately preceding the  Amount of Money or Description and value of Property  The parent corporation of any consolidated grounds.	oup for
If the debtor is a partnership or corporat form, bonuses, loans, stock redemptions commencement of this case.  Name and Address of Recipient, Relationship to Debtor  24. TAX CONSOLIDATION GROUP:  If the debtor is a corporation, list the nar tax purposes of which the debtor has be Name of	ion, list all withdrawals or distributions cress, options exercised and any other perquipate and Purpose of Withdrawal  me and federal taxpayer identification nursen a member at any time within six (6) years	dited or given to an insider, including compensation is site during one year immediately preceding the  Amount of Money or Description and value of Property  The parent corporation of any consolidated grounds.	oup for
If the debtor is a partnership or corporat form, bonuses, loans, stock redemptions commencement of this case.  Name and Address of Recipient, Relationship to Debtor  24. TAX CONSOLIDATION GROUP:  If the debtor is a corporation, list the nar tax purposes of which the debtor has be Name of Parent Corporation  25. PENSION FUNDS:	Date and Purpose of Withdrawal  me and federal taxpayer identification nuren a member at any time within six (6) years and says and says are lidentification Number (EIN)	dited or given to an insider, including compensation is site during one year immediately preceding the  Amount of Money or Description and value of Property  The parent corporation of any consolidated grounds.	oup for e case.

Record #: 637602 B7 (Official Form 7) (12/12) Page 9 of 10

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 36 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Refugio Serbantez / Debtor	Bankruptcy Docket #:
	Judge:

# STATEMENT OF FINANCIAL AFFAIRS

# DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachment thereto and that they are true and correct.

Dated: 05/19/2015 /s/ Refugio Serbantez

Refugio Serbantez

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

Record #: 637602 B7 (Official Form 7) (12/12) Page 10 of 10

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 37 of 52

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Refugio Serbantez / Debtor

Bankruptcy Docket #:

Judge:

## **DEBTOR'S STATEMENT OF INTENTION**

PART A - Debts secured by property of the estate. (Part A must be fully completed for EACH debt which is secured by property of the estate. Attach additional pages if necessary.)

Property No. 1	1
Creditor's Name:	Describe Property Securing Debt:
BK OF AMER	414 Littleton Street Elgin, IL 60120
Attn: Bankruptcy Dept.	(Debtor's Residence)
1800 Tapo Canyon Rd	
Simi Valley CA 93063	
Property will be (check one):	
□Surrendered ■F	Retained
If retaining the property, I intend to (check at least of	ne):
□Redeem the property	
■Reaffirm the debt	
□Other. Explain	(for example, avoid lien using 110 U.S.C. § 522(f)).
Property is (check one):	
□Claimed as exempt	■Not claimed as exempt
Property No. 2	]
Creditor's Name:	Describe Property Securing Debt:
Nationstar Mortgage LL	414 Littleton Street Elgin, IL 60120
Attn: Bankruptcy Dept.	(Debtor's Residence)
350 Highland Dr Lewisville TX 75067	
Property will be (check one):	
□Surrendered ■F	Retained
If retaining the property, I intend to (check at least o	ne):
□Redeem the property	
■Reaffirm the debt	
□Other. Explain	(for example, avoid lien using 110 U.S.C. § 522(f)).
Property is (check one):	
■Claimed as exempt	□Not claimed as exempt

Record # 637602 B6F (Official Form 6F) (12/07) Page 1 of 2

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 38 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

 Refugio Serbantez / Debtor
 Bankruptcy Docket #:

 Judge:

### **DEBTOR'S STATEMENT OF INTENTION**

PART B - Personal property subject to unexpired leases. (All three columns of Part B must be completed for each unexpired lease. Attach additional pages if necessary.)

Property No.		
Lessor's Name:	Describe Property Securing Debt:	Lease will be
None		assumed pursuant to 11 U.S.C. § 365(p)(2):
		11 U.S.C. 9 365(p)(2).
		□ Yes □ No

I declare under penalty of perjury that the above indicates my intention as to any property of my estate securing a debt and/or personal property subject to an unexpired lease.

Dated: 05/19/2015 /s/ Refugio Serbantez

X Date & Sign

Refugio Serbantez

Record # 637602 B6F (Official Form 6F) (12/07) Page 2 of 2

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main

## Document Page 39 of 52 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Refugio Serbantez / Debtor Bankruptcy Docket #:

Judge:

MPENSATION OF ATTORNEY FOR DEBTOR - 201	6B
d. Bankr. P. 2016(b), I certify that I am the attorney for the above name before the filing of the petition in bankruptcy, or agreed to be paid to r(s) in contemplation of or in connection with the bankruptcy case is as follows:	
Debtor(s), to the undersigned, is as follows:  Ind I have agreed to accept  thas paid and I have received	\$2,495.00 \$2,495.00
Balance Due	\$0.00
was:	
e on the unpaid balance, if any, remaining is:	
sfer, assignment or pledge of property from the debtor(s) except the	following for the
o share with any other entity, other than with members of the undersigned's law thout the client's consent, except as follows: <b>None.</b>	
lude the following:	
ring advice and assistance to the client in determining whether to file a petition	
les, statement of affairs and other documents required by the court.	
duled meeting of creditors.	
disclosed fee does not include the following service:  ng or court dates, amendments to schedules, adversary complaints o	or conversions to
	arrangement
	-
Respectfully Submitted,	
/s/ Jason A. Kara	
Jason A. Kara	
GERACI LAW L.L.C. 55 F. Monroe Street #3400	
	d. Bankr. P. 2016(b), I certify that I am the attorney for the above name to before the filling of the petition in bankruptcy, or agreed to be paid to resolve the filling of the petition in bankruptcy, or agreed to be paid to resolve in contemplation of or in connection with the bankruptcy case is as follows:  Debtor(s), to the undersigned, is as follows:  d I have agreed to accept has paid and I have received  Balance Due  was:  Be on the unpaid balance, if any, remaining is:  et on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any, remaining is:  see on the unpaid balance, if any like is any balance in the debtor(s) have any balance in the debtor(s) in this bankruptcy is any balance in the debtor(s) in this bankruptcy is any balance in the debtor(s) in this bankruptcy is any balance in the debtor(s) in this bankruptcy is any balance in the debtor(s) in this bankruptcy is any balance in the debtor(s) in this bankruptcy is any balance in the debtor(s) in this bankruptcy is any balance in the debtor(s) in this bankruptcy is any balance in the debtor(s) in this bankruptcy is any balance in the debtor(s) in this bankruptcy is any balance in the debtor(s) in this bankruptcy is any balance in the debtor(s) and the debtor(s) and the debtor(s) and the debt

Chicago, IL 60603

Phone: 312-332-1800 Fax: 877-247-1960

Record # 637602 Page 1 of 1 B6F (Official Form 6F) (12/07)

Geraci Law L.L.C.
Casatilan 16 day arte 206 d. Morri estreet #340 enicate 1 16 do 05/22/15 16 do 16 do 07 do 17 do 18 do

Date: 3/10/2015



## **Chapter 7 Retainer Agreement**

The undersigned hires Geraci Law L.L.C. and its associated attorneys for representation in a Chapter7 bankruptcy under the following terms and conditions:

Attorney fees for the Chapter 7 bankruptcy are \$\frac{2 495}{...}\$. This amount does NOT INCLUDE court filing fees of \$335, or costs for credit counseling or financial management classes. This fee is based on the anticipated amount of work required to complete my case, and upon the information I have provided to date. If any information is incomplete or incorrect, the advice or Chapter may have to change, and this fee may have to be adjusted. This fee includes all work in the representation in my Chapter 7, including the preparation of my bankruptcy petition, schedules and other documents, reaffirmations and other correspondence with my creditors, correspondence and negotiations with my Chapter 7 Trustee (if required), motions and at the 341 meeting of creditors, but does NOT include missed 341 meetings, amendments to schedules, motions to dismiss filed by the U.S. Trustee and other evidentiary hearings, other contested matters, or adversary proceedings. For work done on these matters, we bill between \$275/hr and \$350/hr for attorney time, based on the attorney doing the work, and \$85hr paralegal time. More than one attorney and paralegal will work on my case.

Fees are "flat fees" and "advance payment retainers" for pre-filing work, become property of this firm on payment, and are deposited into the firm's operating account. Payments are applied to the "flat fee". You may elect to be billed on an hourly basis, but we have found a flat fee is cheaper and benefits you. If this contract is terminated by either party prior to the filing of the case, the firm will refund unearned fees based on the above rates with an accounting, and on request, submit any dispute to binding arbitration within 30 days. If I close my file or breach this contract I agree to pay for the work done to that time. I assign to my attorney all amounts tendered as filing fees or court costs and authorize my attorney to transfer said funds from his trust account to his operating account in payment of all outstanding fees owed by me if case is not filed.

I understand that bankruptcy laws only allow me to protect a certain amount of my property, and if I have any unprotected property, I understand my Chapter 7 Trustee can sell it if I do not or cannot buy out the Trustee's interest and that the U.S. Trustee may object to my filing a Chapter 7 if they believe I have excess income and should be filing a Chapter 13.

I agree to fully cooperate with my attorneys and provide all information requested at any point during the case. I understand that if I do not fully cooperate or provide complete and accurate information, my attorneys may withdraw from representation of me, with the permission of the Court

If I have secured debts that I wish to retain (mortgages, financed vehicles or other financed property) that I may be required to sign a reaffirmation agreement with the creditor in order to keep the property, and I must remain current on my payments. Many mortgage and car companies refuse to reaffirm the debt but we have found that if you keep up your payments you keep the property anyway.

Debts not discharged if they not paid in full: student loans; educational debts; tax due in last 3 years, unfiled, trust fund or late filed tax; undisclosed debts; support/maintenance debts; fines, debts incurred by fraud, or after the case is filed, future associaton/condo HOA dues, or debts listed in your red or green folder or found non-dischargeable by a Judge.

Representation limited to Bankruptcy Court We do not represent you in state court, or in loan modifications or similar matters.

I cannot transfer any property or incur any credit or debt without the express permission of my attorney or the Court and I must make full disclosure of all income, expenses, debts and assets in my initial consultation and on my bankruptcy petition.

I understand that if I fail to take my financial management class after filing but before discharge, my case may be closed without a discharge, and I will be required to pay fees and costs to have it reopened. I have received the 11U.S.C § 527(a) disclosures.

Dated: 3/10/15	(,
Refugio Bertantez (Debior)	X(Joint Debtor)
×	(John Deptor)
Attorney for the Debtor(s), Representing Geraci Law L.L.C.	

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 41 of 52

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Refugio Serbantez / Debtor

Bankruptcy Docket #:

Judge:

VERIFICATION	I OF	CREDIT		MATE	YI
VERIFICATION	N OF	CKEDI	IUR	IVIAIR	ıΛ

The above named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of our knowledge.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated: 05/19/2015 /s/ Refugio Serbantez

Refugio Serbantez

X Date & Sign

Record # 637602 B 1D (Official Form 1, Exh.D)(12/08) Page 1 of 1

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

Entered 05/22/15 16:40:07 Page 42 of 52

Desc Main

B 201A (Form 201A) (11/11)

Document In re Refugio Serbantez / Debtor

## UNITED STATES BANKRUPTCY COURT

## NOTICE TO CONSUMER DEBTOR(S) UNDER §342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly- addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

### Chapter 7: Liquidation (\$245 filing fee, \$75 administrative fee, \$15 trustee surcharge: Total fee \$335

Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are

Record # 637602 B 201A (Form 201A) (11/11) Page 1 of 2

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main

Form B 201A, Notice to Consumer Debtor(s)

In re Refugio

Page 43 of 52

Page 2

found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

## Chapter 13: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$75 administrative fee: Total fee \$310)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1,167 filing fee, \$550 administrative fee: Total fee \$1,717)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$75 administrative fee: Total fee \$275)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for

Dated: 05/19/2015	/s/ Rerugio Serbantez						
	Refugio Serbantez						
Dated: 05/19/2015	/s/ Jason A. Kara						
	Attorney: Jason A. Kara						

Form B 201A. Notice to Consumer Debtor(s) Record # 637602 Page 2 of 2 Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 44 of 52

B1 (Official Form 1) (12/11)

Voluntary Petition

This page must be completed and filed in every case)

Name of Joint Debtor(s)

Refugio Serbantez

## **Signatures**

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7,11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Refugio Serbantez

Dated: \_\_\_\_\_/\_\_\_/2015

/2015

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition (Check only one box.)

□ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.

Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

## << Sign & Date on Those Lines

Signature of Attorney

Signature of Attorney for Debtor(s)

Jason A. Kara

Printed Name of Attorney for Debtor(s)

GERACI LAW L.L.C. 55 E. Monroe St., #3400 Chicago, IL 60603 Phone: 312-332-1800

Dated: <u></u> /

 In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

#### Signature of Debtor (Corporation/Partnerhsip)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) If rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filling for a debtor or accepting any fee from the debtor, as required in that section.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) Address

#### Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person .

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 45 of 52

## **UNITED STATES BANKRUPTCY COURT** NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Refugio Serbantez / Debtor

In re

Bankruptcy Docket #:

Judge:

## **EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT**

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint netition is filed

very mandual debior must lile this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check the five statements below and attach any documents as directed.
1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.
3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.]
If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.  4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
Active military duty in a military combat zone.
5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.
ify under penalty of perjury that the information provided above is true and correct.  d: 51/9/2015
<b>5</b>

637602 Record #

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 46 of 52

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Refugio Serbantez / Debtor

Bankruptcy Docket #:

Judge:

## **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

#### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds including fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debtor that non-dischargeable debts such as taxes, student loans, fines by government units and liens on property of debtor are generally unaffected by bankruptcy.

Dated: 5 / 19 /2015

Réfugio Serbantez

X Date & Sign

if joint case, both spouses must sign. If NOT a joint case the joint debtor will NOT appear.

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

## DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. 110)

Non-Attorney Petition Preparers were **NOT** used to prepare any portion of this petition. All documents were produced by Geraci Law L.L.C..

THIS SECTION ONLY APPLIES TO PETITION PREPARERS AND HAS NOTHING TO DO WITH THIS CASE

### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

This is a personal bankruptcy for an individual(s) and NOT a corporation or partnership.

THIS SECTION ONLY APPLIES TO CORPORTATIONS & PARTNERSHIPS AND HAS NOTHING TO DO WITH THIS CASE

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

Record # 637602

B6F (Official Form 6F) (12/07)

Page 1 of 1

Entered 05/22/15 16:40:07 Desc Main Case 15-18180 Doc 1 Filed 05/22/15 Document Page 47 of 52

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Refugio Serbantez / Debtor

Bankruptcy Docket #:

Judge:

					FI								

	NONE
1	
1	X
ı	

22b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within one (1) year immediately preceding the commencement of this case.

Name

and Address

Title

Date of Termination

23. WITHDRAWALS FROM A PARTNERSHIP OR DISTRIBUTION BY A COPORATION:

If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during one year immediately preceding the commencement of this case.

Name and Address of Recipient, Relationship to Debtor

Date and Purpose of

Amount of Money or Description and value of

Withdrawal

Property

X

24. TAX CONSOLIDATION GROUP:

If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within six (6) years immediately preceding the commencement of the case.

Name of

Parent Corporation

Taxpayer

Identification Number (EIN)

25. PENSION FUNDS:

If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within six (6) years immediately preceding the commencement of the case.

Name of

Pension Fund

TaxPayer

Identification Number (EIN)

## DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachment thereto and that they are true and correct.

Dated: 5 / 19 /2015

gio Serbantez

X Date & Sign

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

Record #: 637602

B7 (Official Form 7)-(12/12)

Page 9 of 9

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 48 of 52

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Refugio Serbantez / Debtor		Bankruptcy Docket #:
		Judge:
	DEBTOR'S STATEMENT OF INTENTIO	)N
	y subject to unexpired leases. (All three columns red lease. Attach additional pages if necessary.)	of Part B must be
Property No.	·	
Lessor's Name:	Describe Property Securing Debt:	Lease will be

I declare under penalty of perjury that the above indicates my intention as to any property of my estate securing a debt and/or personal property subject to an unexpired lease.

Dated: 5/19/2015

Refugio Serbantez

X Date & Sign

assumed pursuant to 11 U.S.C. § 365(p)(2): □ Yes □ No

In re

None

## Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main

## DISCLAIMER Debtors have read and agree:

- 1. Divorce or family support debts to a spouse, ex-spouse, child, guardian ad litem or similar person or entity in connection with a separation agreement, divorce decree or court order are not dischargable. Priority support debts must be paid in full in your Chapter 13 or it cannot be confirmed. DEBTS YOU AGREED TO ASSUME IN MARITAL SETTLEMENT AGREEMENTS are NON-DISCHARGEABLE if your ex-spouse files an adversary complaint, and the Judge rules that (a) you do not have the ability to pay the debt OR (b) discharging such debt would result in a benefit to you that outweighs the detriment to ex-spouse or your child. You agree to get advice in writing from your divorce attorney and send to us with copy of agreement. You must list any ex-spouse or spouse as a creditor. No guarantee any divorce debt is dischargeable. Property you are still on title to, or have a right to in a divorce, may be taken by a Bankruptcy trustee in a Chapter 7 and sold, or may be disposable income in a 13.
- 2. Student loans and educational benefits are not discharged in Chapter 7 or 13 if government insured loan or owed to non-profit school unless you pay us to file a complaint within the bankruptcy to prove repayment would be an "undue hardship", and win. Interest on student loans continue to run while you are in a Chapter 13.
- 3. Cosigners, joint applicants, debts of persons other than debtor, debts incurred during marriage in community property states, or for fimily support are not discharged and joint, community or co-signers are not protected from collection unless you pay 100% of the debt. Creditors can collect from co-signers and put your bankruptcy on their credit report, and report them negatively to credit bureaus. You may prevent this by making the regular payments to the creditor. Creditors can liquidate collateral of your co-signer and refuse to continue payment in installments. Property you are joint on with other persons can be LIQUIDATED to pay your creditors.
- 4. TAX DEBTS. Most taxes are not discharged in bankruptcy. However, income tax debt (1040 type tax) can be discharged if the following four rules are met: (1). The tax return was DUE at least 3 YEARS (plus extensions) before the filing of your bankruptcy case. (2). You FILED your income tax return at least 2 YEARS before your bankruptcy was filed. (You did not file a return if the tax authority or IRS had to file one for you, or if you didn't send the return to the District Director) (3). You did not wilfully intend to evade the tax. (4). The tax must have been ASSESSED over 240 DAYS before the bankruptcy filing. We recommend you meet with the IRS or state department of revenue to make sure all the conditions have been met, before you hire us or file a bankruptcy. Fraudulent taxes and taxes on unfiled returns can be discharged in a Chapter 13 case. Time in an offers in compromise, & time in bankruptcy plus 6 months, will extend the above time periods. Employers' share of FICA & FUTA is dischargeable, but not trust fund taxes like the employee's funds or sales tax.
- 5. Fines, traffic tickets, parking tickets, penalties to governmental unit are not discharged in Chapter 7, may not be discharged in 13 without full payment.
- 6. Non filling spouse: If you file individually, your spouse is not our client. Only your debts are discharged. If you want to protect a non-filing spouse, pay their bills or file a joint case with them. Family expenses (medical bills, rent and necessities may be collected from a non-filing spouse). Wisconsin, community property is liable for community debts. 7. DUI PERSONAL INJURIES, DEBTS YOU DON'T LIST are not discharged.
- 8. DEBTS where creditors successfully object to discharge may survive Creditors, the Trustee, or Court, can try to deny discharge based on many factors,
- a. Income sufficient to pay a percentage of your unsecured debt.
   b. Failure to keep books and records documenting your financial affairs.
   c. Luxury purchases or cash advances within 60 days of filing or without intent or ability to repay.
   d. Debts you made by false pretenses, breach of fiduciary duty, wilful and malicious injuries to others
   e. Benefit overpayments like aid or unemployment if a determination of fraud has been made before or during bankruptcy.
   f. Failure to appear at meetings, court dates, or co-operate with the Trustee.
- 9. INTEREST ON NON-DISCHARGEABLE DEBTS in a Chapter 13 continues to accrue, and CREDITORS WHO DO NOT FILE CLAIMS in your Chapter 13 plan within 90 days (180 days for governmental units) of the meeting of creditors, do not get paid. Your plan and their claim should provide for interest at contract rate, or you will have to pay the debt outside the Chapter 13 plan. Property taxes must be paid by you directly to avoid sale for delinquent taxes.
- 10. LIQUIDATION OF REAL AND PERSONAL PROPERTY. If you file a Chapter 7, any property that is not listed and claimed exempt on Schedule C pursuant to state or federal law is taken and sold by the trustee to pay creditors. You agree to assume the risk that your property will be taken and sold by the bankruptcy trustee (at or less than what it is worth) if we can't protect it under applicable state law. You get a discharge, but the trustee can take property not listed and exempted on schedules B and C and sell it for whatever price will provide some benefit to creditors.
- 11. CHANGE IN LAWS. Laws & court cases change constantly. We can file your case today if you pay us in full (some attorneys give credit, we don't) pay the filling fee and sign your petition in our main office. ANY DELAY either in hiring us, or after, IS YOUR REPSONSIBILITY. ADVERSE RULINGS Judges that sit in adjoining courtrooms can rule differently on the same facts. We can predict but can't guarantee a judge will or will not rule against you. You accept the risk of a judge ruling against you, as in any lawsuit.
- 12. PAYMENTS TO CREDITORS YOU PREFERRED to pay more than \$600 in front of others, within 1 yr if a relative or insider, or within 90 days if another creditor, so don't pay off debts to keep credit cards or protect others. TRANSFERS OF PROPERTY within 4 years that made you unable to pay your debts at the time can be reversed by a Trustee and the transferee will have to give back the property you transferred.
- 13. SURRENDER OF PROPERTY Bankruptcy gets rid of debts, but real estate, condos and time shares remain in your name until a foreclosure sale or the lender accepts a deed in lieu of foreclosure. Turn condo keys over to condo association or remain liable for assessments after filing, and make sure you keep buildings & land insured and maintained and secured until it is taken back by lender or out of your name. If you let a house go vacant and pipes explode or someone gets killed in there you may be liable.
- 14. RIGHT TO RECEIVE inheritances, tax refunds, injury claims, compensation of any kind, insurance or realty commissions, are property of the bankruptcy estate and you will surrender these to the trustee unless they are claimed exempt on Schedule C, and no objection to your claim of exemption is upheld. Do not deduct extra money from taxes so you are entitled to a refund, change your W-9 if necessary.
- 15. JOINT ACCOUNT HOLDERS holders entire amount in the account could be taken by the trustee under Chapter 7.
- 16. MARRIED COUPLES GOING THROUGH DIVORCE: We have been advised to seek independent counsel for our bankruptcy. We understand that Peter Francis Geraci does not represent us with regard to any divorce matters and does not make any representations regarding what will happen in divorce court. We have decided to file a bankruptcy together dispite the fact that we are getting a divorce and our interests could be adverse. We have agreed to cooperate with each other in this joint bankruptcy.
- 17. AUTO LEASES & INSTALLMENT AGREEMENTS to purchase things, leases and almost all contracts will be void after bankruptcy. They are "executory contracts", and if they are of no benefit to the bankruptcy estate and not assumed within 60 days of filing, they are void. Debtors have been warned of this, and unless there is a novation under state law, or agreement not to use bankruptcy to void the contract, the debtors rights under the contract are extinguished. Debtor agrees to be responsible for obtaining such agreements or losing rights under such contracts. Debtor agrees that his or her attorney will not file motions to assume such contracts.
- 18. Setoffs if you have money in a credit union or creditor account, or other loans that cross-collateralized, any money or property may be taken for both loans. The Undersigned have read the above & assume the risk that a debt is not discharged in bankruptcy, that our non-exempt property will be taken and sold by the bankruptcy trustee if it can't be protected, that the trustee might object if I/we have excess income, or change in State, Federal or Bankruptcy laws before the case is filed in Court AND WE HAVE TO READ, CHECK, & MAKE SURE OUR PETITION IS ACCURATE!!!

Dated: <u>5 / / /</u> /2015	REXEGIO Derbrunt	X Date & Sign
	Refugio Serbantez	

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 50 of 52

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Refugio Serbantez / Debtor

Bankruptcy Docket #:

Judge:

## **VERIFICATION OF CREDITOR MATRIX**

The above named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of our knowledge.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated: <u>5/9</u>/2015

Refugio Serbantez

X Date & Sign

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

# Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Main Document Page 51 of 52

Debtor	1 Refugio		Serbantez	Case No	umber (if known) _		
1	First Name	Middle Name	Last Name				<del></del>
***************************************				Columi Debtor		Column B Debtor 2 or non-filing spouse	
8. <b>U</b> ne	employment comp	pensation			\$0.00	\$0.00	
Do und	not enter the amou er the Social Secu	unt if you contend that the amount reco	eived was a benefit		<del></del>		
For	you						
For	your spouse						
	nsion or retiremer nefit under the Soc	nt income. Do not include any amount ial Security Act.	received that was a		\$0.00	\$0.00	
Do as	not include any be a victim of a war cr	er sources not listed above. Specify the enefits received under the Social Securime, a crime against humanity, or interly, list other sources on a separate page.	rity Act or payments received mational or domestic				
10a	· <u></u>				\$0.00	\$ 0.00	
10b				\$	0.00	\$0.00	
10c	. Total amounts fro	m separate pages, if any.			\$0.00	\$0.00	
		current monthly income. Add lines 2 to total for Column A to the total for Column			\$0.00 +	\$0.00	\$0.00
Part 2 12. Cal 12a.	culate your curre	Whether the Means Test Applies to You nt monthly income for the year. Follo current monthly income from line 11	w these steps:	Camuli	44 have	12-	
12a.			••••••	Сору н	ne 11 nere	12a	\$0.00
405		the number of months in a year).					x 12
	-	ur annual income for this part of the fo				12b.	\$0.00
13. Cal	culate the median	family income that applies to you. F	ollow these steps:				
Fill	in the state in whic	ch you live.	IL				
Fill	in the number of p	eople in your household.	1				
To f	ind a list of applica	ly income for your state and size of ho able median income amounts, go onlin m. This list may also be available at th	e using the link specified in the sep			13.	\$47,469.00
14. <b>Ho</b> v	v do the lines com	npare?					
14a.	x ine 12b is les Go to Part 3.	ss than or equal to line 13. On the top	of page 1, check box 1, There is no	o presumption of	f abuse.		
14b.		ore than line 13. On the top of page 1, and fill out Form 22A-2.	check box 2, The presumption of a	abuse is determi	ned by Form 22	A-2.	
Part 3	Sign Below						
	By signing here	, I declare under penalty of perjury tha	t the information on this statement	and in any attack	monte ie truo ar	ad correct	
	- C	Refugio Serbantez	ben ly	and in any attack	illients is true ai	ia correct.	,
	Date::	1/9/2015					
	If you checked li	ine 14a, do NOT fill out or file Form 22	2A-2.				
	If you checked li	ine 14b, fill out Form 22A-2 and file it v	vith this form.				

Case 15-18180 Doc 1 Filed 05/22/15 Entered 05/22/15 16:40:07 Desc Mail Document Page 52 of 52

Form B 201A, Notice to Consumer Debtor(s)

In re Refugio Serbantez / Debtor

Page 2

found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and if it does the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

## <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$75 administrative fee: Total fee \$310)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

### Chapter 11: Reorganization (\$1,167 filling fee, \$550 administrative fee: Total fee \$1,717)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

## Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$75 administrative fee: Total fee \$275)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for

Dated: <u>5//</u>2015

Refugio Serbantez

X Date & Sign

Dated: 5 / 19 /2015

Attorney: Jason A. Kara

Record # 637602

Form B 201A, Notice to Consumer Debtor(s)

Page 2 of 2